

Legislative Update: Week 12 (Days 24-26)

House Bill	Senate Bill/ Companion	Summary	House Bill Status	Senate Bill Status
<u>House Bill 1</u> Hanes	<u>Senate Bill 2</u> Shelnutt	As introduced, the bills provide for a Deferred Retirement Option Program (DROP). This modified program is not as generous as the original DROP that was repealed in 2011. Only 80% of a member's benefit would be deposited in his or her DROP account, no interest would accrue and employee contributions made during the participation period would be non-refundable. The House Committee adopted a substitute that changed the name from DROP to EIRP (Employees' Investment Retirement Plan) in an effort to distinguish the new program from the original DROP.	Second Reading in the House	Senate Finance and Taxation Education Committee
<u>House Bill 3</u> Hanes		Limits members of the Governor's Cabinet, Governor's Office staff, and other employees who fall under Section 36-6-6 to a 3% annual raise	House State Government Committee	
<u>House Bill 5</u> Hanes		Provides an income tax refund check-off for contributions to the State Parks (Department of Conservation and Natural Resources), Department of Mental Health or Medicaid Agency	Second Reading in the Senate	
<u>House Bill 22</u> Pringle		Abolishes numerous boards, agencies and commissions considered inactive	Act 2018-152	
<u>House Bill 25</u> Pringle		Creates the State Transportation Commission composed of 5 members appointed by the Governor from the 5 ALDOT regions; the Transportation Director would also be appointed by the Commission, not the Governor	Second Reading in the House	
<u>House Bill 43</u> Hollis		Defines the terms "minority-owned business" and "minority group" as those terms relate to the competitive bid law	House State Government Committee	
<u>House Bill 88</u> Drake	<u>Senate Bill 80</u> Dial	Gives preferred vendor status to veteran-owned businesses; authorizes the Division of Purchasing to award multiple contracts for services; allows cities and counties to utilize the State fleet fuel card program	Act 2018-195	Senate Fiscal Responsibility and Economic Development Committee

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<u>House Bill 131</u> Pringle		Substantially revises the Department of Examiners of Public Accounts; provides penalties for false statements made during audits; revises the Legislative Committee on Public Accounts	Act 2018-129	
<u>House Bill 144</u> Mooney	<u>Senate Bill 181</u> Dial	Provides that property belonging to the State may be used to display the Ten Commandments (Constitutional amendment)	House Constitutions, Campaigns and Ethics Committee	Act 2018-389
<u>House Bill 150</u> Polizos	<u>Senate Bill 185</u> Chambliss	3% Cost-of-Living Adjustment for State employees	Second Reading in the House	Act 2018-352
<u>House Bill 156</u> Clouse	<u>Senate Bill 178</u> Pittman	General Fund Budget	House Ways and Means General Fund Committee	Act 2018-354
<u>House Bill 159</u> Sells		Requires Senate confirmation of Governor appointees to head ALDOT, Medicaid, Mental Health, Revenue, ALEA, Corrections and Finance	House State Government Committee	
<u>House Bill 175</u> Poole	<u>Senate Bill 165</u> Orr	Education Trust Fund Budget	Pending Governor's Signature	Senate Finance and Taxation Education Committee
<u>House Bill 187</u> Pettus		As engrossed, the bill states that beginning January 1, 2018, subsistence pay (\$12/day) shall be paid to law enforcement officers on duty for a period of four or more hours. Since the legislation is retroactive, agencies would have to pay employees who worked more than four hours between January 1, 2018 and the effective date of the act the difference between the amount paid and \$12. Employees who received subsistence pay for working less than four hours between January 1, 2018 and the effective date of the act would not have to pay back subsistence they already received.	Senate Finance and Taxation General Fund Committee	

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<u>House Bill 228</u> Standridge		Permits the use of the national motto “In God We Trust” by government agencies and offices, in and on public buildings	Act 2018-272	
<u>House Bill 229</u> Beckman		Relates to State property valued at \$500 or more; establishes a procedure for the State Auditor to make a written demand and initiate legal action for the recovery of public funds improperly withheld, misappropriated or otherwise illegally expended; provides for the recovery of the value of any public property disposed of in an unlawful manner by a public officer or employee	House State Government Committee	
<u>House Bill 257</u> Givan	<u>Senate Bill 198</u> Singleton	Commonly referred to as the “Ban the Box” bills because they would remove questions about an applicant’s arrest and conviction history from the initial application. The bills would prohibit State agencies from inquiring into or considering an applicant’s arrest or conviction history until after the applicant has received a conditional job offer, except when a conviction is directly related to the position of employment sought (the link provided is the Senate-passed version)	House State Government Committee	House State Government Committee
<u>House Bill 269</u> Weaver	<u>Senate Bill 83</u> Dial	Establishes the Alabama Medical Imaging and Radiation Therapy Board to regulate and license X-ray machine operators, magnetic resonance and nuclear medicine technologists, radiation therapists, radiographers and radiologist assistants	House Health Committee	Senate Health and Human Services Committee
<u>House Bill 292</u> Poole		Proposed Constitutional amendment that provides for annual general legislative sessions for non-budgetary matters, fiscal legislative sessions for revenue bills and appropriation bills, and a biennial budget period	Second Reading in the House	
<u>House Bill 293</u> Poole		Amends the Budget Management Act of 1976 to provide for biennial budget periods, annual fiscal accounting and performance reviews of State agencies	Second Reading in the House	

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<u>House Bill 294</u> Poole		Changes the statutory meeting dates of the Legislature to coincide with biennial budget periods	Second Reading in the House	
<u>House Bill 295</u> Poole		Moves the beginning of the Fiscal Year to July 1 st , effective for the 2020 Fiscal Year (beginning July 1, 2019)	Second Reading in the House	
<u>House Bill 307</u> Knight	<u>Senate Bill 217</u> Chambliss	Eliminates the requirement that State employees obtain Governor's approval prior to traveling out of state, with the exception of agency heads; travel would instead be fully authorized by the head of the traveler's agency prior to the traveler's departure	Act 2018-203	Second Reading in the House
<u>House Bill 312</u> R. Whorton	<u>Senate Bill 229</u> Livingston	Establishes the Home Inspectors Licensure Board to license and regulate the practice of home inspections and exterior insulation and finish systems inspections	House Boards, Agencies and Commissions Committee	Senate Fiscal Responsibility and Economic Development Committee
<u>House Bill 343</u> Jackson		Under existing law, a public employee may not be rehired by his or her former employer for two years. This bill would allow the Alabama State Law Enforcement Agency to rehire a retired State Trooper and the Alabama Department of Corrections to rehire a retired Correctional Officer after 45 days. The person's compensation could not exceed the amount that he or she received at the time of retirement.	Second Reading in the House	
<u>House Bill 388</u> McClammy	<u>Senate Bill 312</u> Dial	Creates the Military Family Jobs Opportunity Act; requires professional licensing bodies in the state to recognize licenses and certificates obtained by the spouses of military service members in other states and provides for the issuance of temporary licenses and certificates under certain circumstances	Pending Governor's Signature	Senate Veterans and Military Affairs Committee
<u>House Bill 410</u> P. Williams	<u>Senate Bill 318</u> Orr	Creates the Data Breach Notification Act to require certain entities, including government entities, to provide notice upon a breach of security that results in the unauthorized acquisition of sensitive personally identifying information	Second Reading in the House	Act 2018-396

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<u>House Bill 432</u> Baker	<u>Senate Bill 267</u> Ward	Revises the definition of a minor violation in the ethics law and the manner in which an investigation may be initiated by the Ethics Commission, increases penalties for minor violations and clarifies that district courts have jurisdiction to hear cases involving potential ethics violations	Second Reading in the House	Pending Governor's Signature
<u>House Bill 440</u> Rich	<u>Senate Bill 215</u> Dial	Provides for a \$400 bonus for Employees' Retirement System retirees	Second Reading in the House	Act 2018-355
<u>House Bill 441</u> Pettus		Abolishes the Alabama Law Enforcement Agency (ALEA) and returns law enforcement functions to the agencies with which they existed before the creation of ALEA	House Public Safety and Homeland Security Committee	
<u>House Bill 474</u> Hall	<u>Senate Bill 365</u> Figures	Designates the first day of December as Mrs. Rosa L. Parks Day	Second Reading in the House	Pending Governor's Signature
<u>House Bill 498</u> Baker		Provides an additional option at retirement, sometimes referred to as "PLOP" or a partial lump sum option plan; allows a member to take up to 2 years of his or her benefit as a partial lump sum in exchange for a reduced lifetime monthly benefit	Second Reading in the House	
	<u>Senate Bill 5</u> Sanford	Requires the notice of intended action for a proposed rule to contain a statement whether the proposed rule relates to or affects litigation which the agency is a party to		Act 2018-139
	<u>Senate Bill 19</u> Dial	Provides for the construction of a parking deck in the Capitol complex, including retail and commercial space, for use by State employees and the general public		Senate Finance and Taxation General Fund Committee
	<u>Senate Bill 88</u> Dial	Proposes a Constitutional amendment that would remove the power of the Lt. Governor to preside over the Senate and vote in the event of a tie; provides that the sole duty of the Lt. Governor is to succeed the Governor; the Lt. Governor and Governor would run on the same ticket		Carried Over on the Senate Floor

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	<u>Senate Bill 131</u> Pittman	Redistributes certain tax revenues, causing reductions in tax revenue for Forestry, Public Health, Mental Health, Human Resources, Veterans Affairs and the Historical Commission		Senate Finance and Taxation General Fund Committee
	<u>Senate Bill 271</u> Whatley	Transfers all functions of the Department of Conservation and Natural Resources to the Department of Agriculture and Industries, effective October 1, 2019		Second Reading in the Senate
	<u>Senate Bill 285</u> Albritton	Prohibits elected state officials from placing their likeness on materials, publications and advertising media produced using federal, state or local funds		Second Reading in the Senate
	<u>Senate Bill 292</u> Hightower	This bill would amend the Constitution to provide that the general appropriation bill includes appropriations for postsecondary education and higher education. It would also un-earmark all taxes and revenues for special purposes, effective October 1, 2019.		Senate Finance and Taxation Education
	<u>Senate Bill 296</u> Hightower	Provides that claims against officers or State employees for sexual assault, sexual harassment, or other sexual misconduct are outside of the jurisdiction of the Board of Adjustment and prohibits any state or public funds from being paid to settle any claims of misconduct by an officer or State employee		Second Reading in the Senate
	<u>Senate Bill 298</u> Orr	Requires the Alabama Alcoholic Beverage Control (ABC) Board to phase out the retail sale of alcoholic beverages prior to October 1, 2023		Senate Fiscal Responsibility and Economic Development
	<u>Senate Bill 319</u> Ward	Allows for members' retirement allowances to be paid to a special needs trust if the member has a designated beneficiary who is a beneficiary of a special needs trust (Judicial Retirement Fund, the Teachers' Retirement System and the Employees' Retirement System)		Second Reading in the Senate

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	<u>Senate Bill 335</u> Smitherman	Requires sensitivity training for law enforcement officers and requires law enforcement agencies to recruit social workers		House Public Safety and Homeland Security Committee
	<u>Senate Bill 343</u> Marsh	Extensive revisions to the State ethics laws		Senate Constitution, Ethics and Elections Committee
	<u>Senate Bill 345</u> Chambliss	Among other items, beginning with Fiscal Year 2020, 75% of unexpended General Fund monies from the previous fiscal year would be re-appropriated to agencies and 25% would go toward funding the newly created General Fund Budget Reserve Fund and the General Fund Capital Fund		Second Reading in the Senate
	<u>Senate Bill 380</u> Albritton	Updates terminology pertaining to proposed rule changes under the APA; further specifies when agencies are required to prepare a business impact analysis and specifies that failure to file invalidates the rule; revises the name of the Joint Committee and establishes what is a quorum		Second Reading in the Senate

Please note that while important general bills are included in this weekly Legislative Update, this is not a complete list of every agency or employee-related bill. If you would like to suggest an additional bill that should be included in this update, please do not hesitate to contact me.